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PATENT & TRADEMARK OFFICE

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PATENT

Attorney Reference Number 3005-58065
Application Number 09/770,942

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert O' Brien

Art Unit: 2856

Application No. 09/770,942

Filed: January 25, 2001

For: METHOD AND APPARATUS FOR
CONCENTRATING SAMPLES FOR
ANALYSIS

Examiner: Politzer, J.

Date: December 13, 2002

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on December 13, 2002 as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

Richard J. Polley, Esq.
Attorney for Applicant

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AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

This responds to the Office action dated November 13, 2002. A one-month period for reply was set making an answer due on or before December 13, 2002. Reconsideration of the application is requested in view of the following remarks.

Please amend the application as follows.

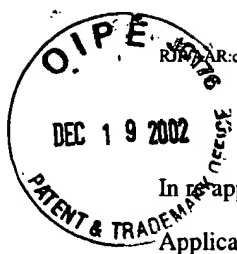
In the Claims

Please delete claims 37-39, 40-42, 45-46, 54-68 and 88 without prejudice. Applicant reserves the right to file continuing applications directed to these cancelled claims.

Please amend the below-listed claims to read as follows.

1. (Twice Amended) A method for analyzing a gas sample, comprising:
providing a gas sample or converting a sample to a gas sample;
increasing pressure applied to the sample to compress the sample to a smaller volume and
provide a pneumatically focused gas sample; and
analyzing the pneumatically focused gas sample by gas chromatography.
2. (Amended) The method according to claim 1 where the gas sample is pneumatically focused concurrently with or prior to reaching a separatory column.
13. (Amended) The method according to claim 1 where increasing the pressure to pneumatically focus the gas sample is accomplished using a focusing or carrier gas containing an internal standard.

2856



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Richard J. Polley, Esq.
Attorney for Applicant

TRANSMITTAL LETTER

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Enclosed is a Response to Restriction Requirement for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED

For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	66	- 91	= 0	\$18.00	\$ 0.00
Indep. Claims	1	3	= 0	\$84.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$280.00	
One-month Extension of Time				\$110.00	
Two-month Extension of Time				\$400.00	
Three-month Extension of Time				\$920.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

- ☒ No additional fee is required.
- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ A Marked-up Version of Amended Claims Pursuant to 37 C.F.R. §§ 1.121(b)-(c) is attached.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN LLP

By

Richard J. Polley
Registration No. 28,107

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